

DEC 13 2004



Seagate Technology LLC (952) 402-7683 Tel
Intellectual Property Department (952) 402-8187 Fax
NRW - 097
7801 Computer Avenue
Bloomington, MN 55435

Fax Transmission | 13 December 2004

TO: Commissioner for Patents
Attn: Allen J. Heinz
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: Brendan J. Hanley

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JAN - 7 2005

OUR REF: 9780
TELEPHONE: 952-402-7683
DIRECTOR OFFICE
TECHNOLOGY CENTER 2000

Total pages, including cover letter: 14

PTO FAX NUMBER: 1-703-872-9306

If you do NOT receive all of the pages, please telephone us at 952-402-7683, or fax us at 952-402-8187.

Documents Transmitted: Petition to Withdraw Holding of Abandonment, Copy of Reply and Amendment originally filed 17 May 2004 (Exhibit A), Copy of Auto-Reply Facsimile Transmission (Exhibit B)

Applicant: Boutaghou et al.
Serial No.: 09/897,779
Filed: June 29, 2001
Group Art Unit: 2653
Our Ref. No.: 9780.00

Please charge any additional fees or credit overpayment to Deposit Account No. 50-0372. Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers, if appropriate.

By: Brendan J. Hanley
Name: Brendan J. Hanley
Reg. No.: 52,429

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Heidi McCarty

Heidi McCarty
Signature

13 December 2004
Date

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#16

PATENT APPLICATION
RESPONSE UNDER 37 CFR § 1.121
EXAMINING GROUP 2600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App:	Boutaghou et al.	Date:	August 20, 2003
S.N.:	09/897,779	Docket No.:	STL 9780.00
Filed:	June 29, 2001	Examiner:	Allen Heinz
For:	BI-LEVEL CAVITY FOR A SLIDER AIR-BEARING SURFACE	Art Unit:	2653

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PETITION TO WITHDRAW HOLDING OF ABANDONMENT
PURSUANT TO 37 CFR 1.181

Commissioner for Patents
Mail Stop Petition
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Abandonment for failure to respond the Office Action, which was mailed to Applicant's counsel on December 1, 2004, with respect to the above-identified application.

Applicant respectfully petitions to withdraw the holding of abandonment pursuant to 37 CFR 1.181, based on the following evidence. Upon receipt of the Notice of Abandonment, Applicant's counsel searched its records and found that the last Office Action (Paper No. 14) (herein "the Office Action") was mailed to Applicant's counsel was on February 17, 2004. In response to the Office Action, Applicant filed a response on May 17, 2004, via facsimile.

Presented herein as evidence (Exhibit A) that the Response to the Office Action was properly mailed within the time limits prescribed under 37 CFR 1.134, and evidence (Exhibit B) that the Patent Office properly and timely received the Response.

Exhibit A is a copy of the Response. The copy of the response includes a certificate that certifies the Response was sent by facsimile on May 17, 2004. The Certificate of Mailing dated May 17, 2004, was signed by Brendan J. Hanley, acting counsel for the Applicant. The Certificate of Mailing is found on the transmittal letter and the last page of the Response.

Exhibit B is a copy of the "Auto-Reply Facsimile Transmission" that indicates that the Patent Office received this Response on May 17, 2004, which included a total number of eight (8) pages. The "Auto-Reply Facsimile Transmission" indicates that the Response and the fax cover sheet were included as enclosures and received by the PTO.

Since Applicant did indeed properly respond, within the time limits prescribed under 37 CFR 1.134, to the Office Action, Applicant respectfully requests that the Office withdraw the holding of abandonment, enter the Response and preliminary amendment, and continue prosecution of the above referenced application.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 50-0372.

By: Brendan J. Hanley
 Brendan J. Hanley
 Reg. No. 52,429
 Intellectual Property Department - NRW097
 Seagate Technology LLC
 7801 Computer Avenue South
 Bloomington, MN 55435
 Telephone: (952) 402-7115
 Attorney for Applicants

Please address all correspondence to:
 Seagate Technology LLC
 Intellectual Property Department - NRW097
 7801 Computer Avenue South
 Bloomington, MN 55435
 Phone: (952) 402-7115
 Fax: (952) 402-8187

Date: 13 December 2004

CERTIFICATION UNDER 37 C.F.R. § 1.8

Date of Deposit: 13 December 2004

I hereby certify that this Response and the documents referred to as attached therein are being transmitted via facsimile to facsimile number 703-872-9306 at the United States Patent and Trademark Office Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown above.

Heidi McCarty
 Heidi McCarty

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7801 Computer Avenue
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Fax Transmission | May 17, 2004

EXHIBIT A

TO: Commissioner for Patents
Attn: Allen J. Heinz
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: Brendan J. Hanley

OUR REF: 9780.00
TELEPHONE: 952-402-7115

Total pages, including cover letter: 8

PTO FAX NUMBER: 1-703-872-9314

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Documents Transmitted: Fax Cover Sheet, Reply and Amendments Under 37
C.F.R. 1.111
Applicant: Boutaghou et al
Serial No.: 09/897,779
Filed: June 29, 2001
Group Art Unit: 2653
Our Ref. No.: 9780.00

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Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers, if appropriate.

By: Brendan J. Hanley
Name: Brendan J. Hanley
Reg. No.: 52.429

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Brendan J. Hanley

Brendan J. Hanley
Signature

5/17/2004
Date

EXHIBIT B

Auto-Reply Facsimile Transmission




TO: Fax Sender at 952 402 8187
Fax Information
Date Received: 5/17/2004 11:34:37 AM [Eastern Daylight Time]
Total Pages: 8 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
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DEC-13-2004 15:30 SEAGATE 952 402 8187 P.01

Seagate  Seagate Technology LLC (952) 402-7683 Tel
Intellectual Property Department (952) 402-8187 Fax
MSW - 087
7801 Computer Avenue
Blountville, MN 55435

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TO: Commissioner for Patents FROM: Brenden J. Hanley
Attn: Allen J. Heinz
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Alexandria, VA 22313-1450
OUR REF: 9780.00
TELEPHONE: 952-402-7115

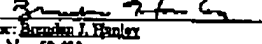
Total pages, including cover letter: 8

FTO FAX NUMBER: 1-702-872-9314

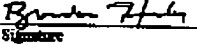
If you do NOT receive all of the pages, please telephone us at 952-402-7683, or fax us at 952-402-8187.

Documents Transmitted: Fax Cover Sheet, Reply and Amendments Under 37 C.F.R. 1.111
Applicant: Bouraighon et al
Serial No.: 09/897,779
Filed: June 29, 2001
Group Art Unit: 2653
Our Ref. No.: 9780.00

Please charge any additional fees or credit overpayments to Deposit Account No. 50-0772. Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers, if appropriate.

By: 
Name: Brenden J. Hanley
Reg. No.: 52422

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Brenden J. Hanley

Signature

5/17/2004
Date

PAGE 14 *RCVD AT 5/27/2004 11:34:37 AM [Eastern Daylight Time] * SVR:USPTO-EFAX-17 * DNIS:8729306 * CSID:952 402 8187 * DURATION (mm-ss):03-16